

Fair and warmer tonight.
Sunday cloudy.

The Washington Times

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PRICE ONE CENT.

Representative J. F. Rixey, Surgeon General's Brother, Succumbs to Tuberculosis



REPRESENTATIVE JOHN FRANKLIN RIXEY,
From Eighth District of Virginia, Who Died Today of Tuberculosis of the Throat.

Mr. Rixey Had Served Eight Years in Congress on the Democratic Side—Was Distinguished Member of Virginia Bar.

John Franklin Rixey, Representative in Congress from the Eighth district of Virginia, died this morning at the residence of his brother, Surgeon General Rixey, at 1515 K street northwest. The immediate cause of Congressman Rixey's death was tuberculosis of the throat, with which he had suffered for some months. At the adjournment of Congress last summer Mr. Rixey went to Colorado, where he received some benefit. Later he spent several months in the Adirondacks, returning to Washington just before the holidays. His condition became worse, however, and while his death was not totally unexpected it is a severe shock to his friends.

The funeral services will be held tomorrow afternoon from the residence of the surgeon general at 2 o'clock. The body will then be taken for burial to Culpeper, Va., on Monday, where services will also be held. Mr. Rixey had been continuously in Congress since 1899. He was a Democrat and a native of Brandy, Culpeper county, Va. He was born in Culpeper on August 1, 1854, and educated in the common schools and later in the University of Virginia, his earlier life being devoted to the practice of law and farming. He was recently re-elected to the Fifty-ninth Congress by an overwhelming majority.

FREE PASSES FOR OFFICERS IN ARMY BILL

Heyburn Finds Anti-Anti-Pass Joker Tucked Neatly Away.

What would be called, in the parlance of less dignified legislative bodies, a mare's nest, has been discovered by Senator Heyburn in the army appropriation bill. It was Senator Heyburn who made the discovery. He pointed out that the Military Affairs Committee had written into the bill a provision that would repeal the anti-pass law of the last Congress, as far as concerned all employees and officials of the Government, and officers of the army and navy.

Senator McCumber, who had been protesting against the disposition to pile up privileges, immunities, and emoluments for army and navy officers, agreed promptly that the provision was subject to this construction. Senator Warren, chairman of the Military Committee, insisted that of course it meant nothing of the sort, and Senator Lodge agreed with him.

It all came about through the effort of the committee to provide that the Government should be allowed, in spite of the rate law, to secure reduced transportation rates on its soldiers and military property, and to permit officers to secure passes or reduced rates for themselves and families when traveling.

Senator McCumber denounced the whole proposal. He thought officers ought to pay as much as other people. He said there was a general procedure, to which Congress was addicted, of giving allowances, direct and indirect, to officers, increasing their compensation in various ways. He considered it all bad and all wrong, and especially addressed himself to this provision permitting officers to use free or reduced-rate transportation. Senator Heyburn then presented his analysis of the sentence in the bill, and submitted that it would be construed as permitting anybody in the Government's employ to take free or reduced-rate transportation. The big increase in the appropriation for army purposes was the cause of some sharp inquiry. Senator Carter wanted to know if this increase had relation to the policy of the War Department.

ment to concentrate the army in a few brigade posts and to abandon a great number of small posts. Chairman Warren said it did not.

"Then I would like to know under what provision or process of law this plan of concentration is now being speedily carried forward," demanded Senator Carter, who, like other strategists, has small use for the brigade post plan that would soon close most of the small posts in the West.

Senator Warren explained that the appropriations for military post buildings and grounds are made in the sundry civil bill, not in the army appropriation bill.

Senator Culberson protested against the great increase in the army's cost, over \$9,000,000, since last year. Senator Warren replied that two-thirds of this was represented in the expenditure carrying into effect the new legislation for the improvement of the artillery.

THE WEATHER REPORT.

A barometric depression of considerable extent is central this morning in the upper Mississippi valley, and pressure is high on both the Atlantic and Pacific coasts. No precipitation of consequence has occurred in the last twenty-four hours.

The temperature has risen decidedly in the Rocky Mountain region, the Missouri, and Mississippi valleys. Snow is probable tonight and Sunday in the lower lake region, and possibly in the Northern portion of the Atlantic States Sunday.

It will be warmer tonight and Sunday in the Eastern and Southern portions of the Washington forecast district. Steamers departing today for European ports will have fresh Northwesterly winds and fair weather to the Grand Banks.

TEMPERATURE.	
5 a. m.	14
9 a. m.	16
12 m.	16
1 p. m.	16
DOWNTOWN.	
5 a. m.	16
9 a. m.	16
12 m.	16
1 p. m.	16

SUN TABLE.	
Sun sets today.	5:30
Sun rises tomorrow.	6:58

TIDE TABLE.	
High tide today.	5:18 p. m.
High tide tomorrow.	6:16 p. m.
Low tide tomorrow.	12:10 a. m.

HARPER'S FERRY, W. Va., Feb. 9.—Both rivers clear.

Coaster Fractures His Leg.

Harry Jackson, colored, eighteen years old, of 2104 Thirty-fifth street, was coasting down Thirty-second street last evening, when he ran into another sled, fracturing his right leg. He was removed to the Georgetown University Hospital.

\$1.25 to Baltimore and Return

via Pennsylvania Railroad, every Saturday and Sunday. All regular trains except the "Congressional Limited." Tickets good to return until Sunday night. Adv.

HUSBAND SHOT IN A STRUGGLE WITH CLUBMAN

D. R. Bowman Wounded in Leg by Arthur J. Russell, Who Claims Self-Defense.

Assault is Outcome of Attentions Paid the Victim's Wife by Russell.

Stories of Affair Told by Interested Ones Differ Very Materially.

Shot through the right leg and beaten over the head with either a blackjack or cane, Dallas R. Bowman, of 328 C street northwest, is in a ward at the Emergency Hospital.

Charged with assault with a dangerous weapon, Arthur J. Russell, manager of the University Club, of 930 Sixteenth street northwest, is locked in a cell at the Second police precinct. He says he acted in self-defense.

Behind the shooting is the alleged story of an unmarried man showing attention to another man's wife. Russell is the unmarried man.

Attended Ball Together.

The shooting was the result of a desperate struggle at Thirteenth and L streets this morning, about 2 or 2:30 o'clock, when Russell and Mrs. Nina Bowman, wife of the clubman's victim, returned to her home, 1309 L street northwest. The two attended the George Washington University students' ball in the New Willard Hotel last night.

Bowman and Russell, of 59 H street northwest, employed by the husband as a private detective to shadow Mrs. Bowman and Russell, attended the ball and had a most pleasant chat with the man who afterward did the shooting. They left him with Mrs. Bowman and went to the L street house to wait for the couple.

Watched by Detectives.

According to the story told the police, Russell has been watched for some months, but it was not until last night or early this morning that the husband decided to have a final reckoning with him.

Capt. Daniel Sullivan, of the Second precinct, Detective Fortney, and Sergeant Duvall, of the same district, worked on the case and cleared it in a remarkably short time. Their first information was given by a representative of The Times, and less than an hour afterward Russell was arrested in his room and escorted to the station. He made a statement to Sergeant Duvall, but insisted that he did no more than was necessary to protect his own life.

The wounded man is twenty-five years old. The police say he is unemployed. His father gives him an allowance. Bowman says he was married to Miss Nina Mudd in January, 1906. In July, he says, they separated. The girl remained with her parents. Her father is Edward F. Mudd, employed in a tailoring establishment near Ninth and F streets northwest. Bowman went to live in the C street house.

Heard Russell Was Attentive.

Shortly after the separation, according to the injured man's story, he learned that Russell was taking his wife to the theater and balls. Bowman says he employed Dalton to assist in watching the actions of his wife and Russell. Dalton is a trapping big fellow of splendid physique. He followed the couple on several occasions, so he is said to have reported to Bowman. Ascertaining that Russell and Mrs. Bowman were to attend the students' ball last night, Dalton communicated the information to Bowman. The two donned evening dress attire and went to the Willard. They enjoyed themselves, apparently, but never left the couple they were watching get out of sight.

During the intermission the husband and his detective went over to Russell, and greeted him in a friendly manner and had a pleasant conversation. About 1 o'clock the husband and Dalton left the Willard, going immediately to Thirteenth and L streets northwest.

Where the Stories Differ.

Bowman established himself immediately in front of the house he once called home, and Dalton stood near a tree box directly opposite.

About 2 o'clock a carriage stopped in front of 1309 L street. Dr. Starr Parson has a dentist's office on the first floor, but the Mudd family occupies the remainder of the house.

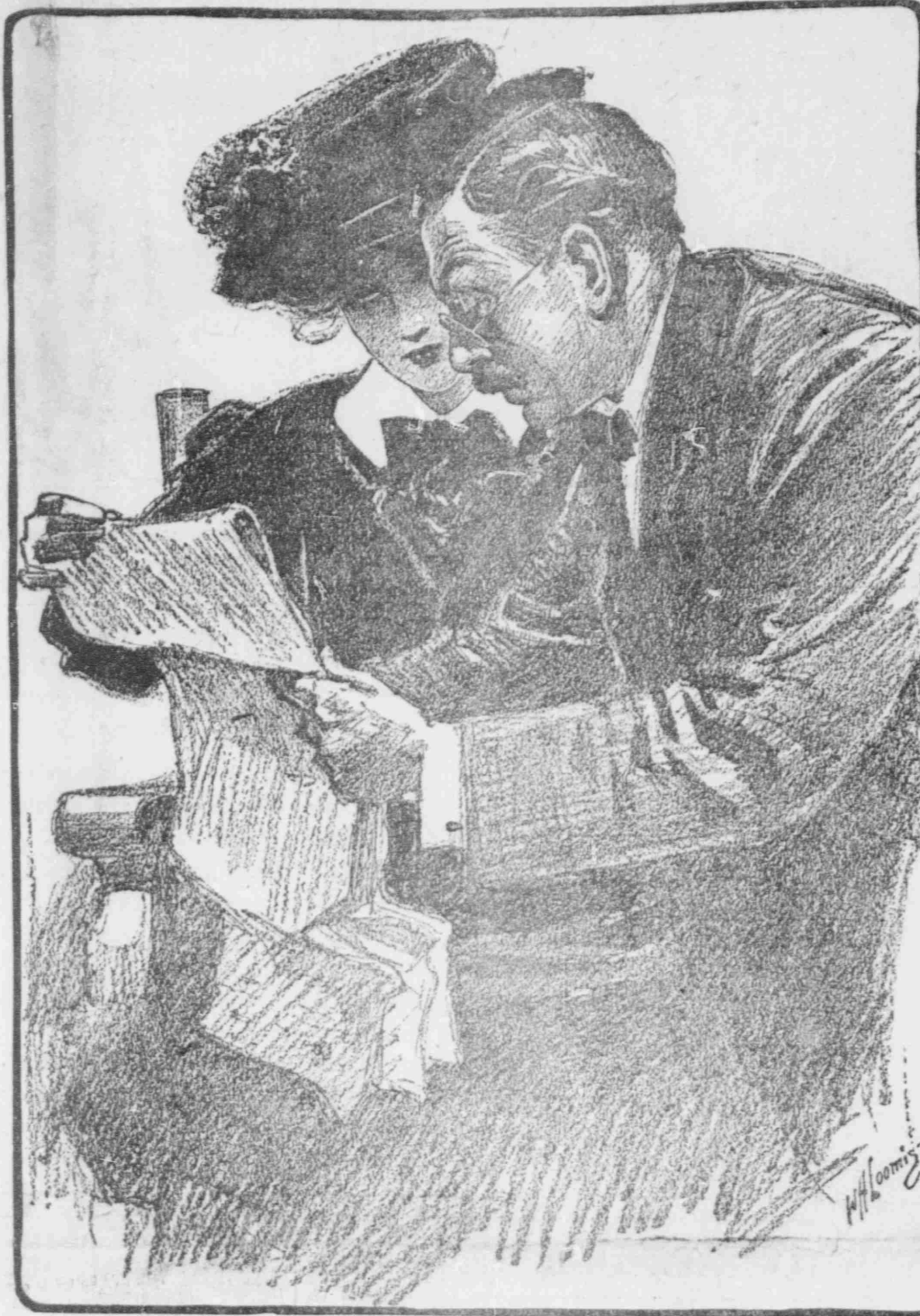
At this point the stories told by Bowman and Russell differ.

Bowman says Russell assisted Mrs. Bowman from the carriage, and, as the two were about to ascend the steps leading to the front door, the club man struck him a vicious blow on the side of the head with a blackjack. Before he could retreat he says Russell shot him in the right leg and fired another bullet which did not take effect.

Russell informed Sergeant Duvall that before his feet had touched the ground as he was getting out of the

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MRS. THAW AND MR. JEROME CONFER OVER THAW'S WILL



—From the New York Herald.

Frisco Delegates Here In a Conciliatory Mood To Talk With President

"MR. ROOSEVELT DECEIVES ALL ABOUT CANAL"

Astounding Statement of Disgruntled Anglomaniac, Poultney Bigelow.

NEW YORK, Feb. 9.—Poultney Bigelow, who spent twenty-four hours on the Isthmus of Panama, about a year ago, arrived from Europe today on the Hamburg-American liner Amerika, bringing with him a more than usual jaundiced view of this country's chief executive and the nation's relation to the Panama Canal.

"We have not done as much toward digging the canal as France did," declared Mr. Bigelow to the reporters. "This country, anyhow, did not treat France fairly when we refused to help that nation at the time she needed money to complete the canal. We should have helped at that time. It was a poor return for what France did for us. As for our work there, it is almost ridiculous in places. We have not made the same average that France was making. Our people are deceived as to the true status of the affairs down there. Both President Roosevelt and the Panama engineers have deceived them. They have not lowered the canal level sixty-five feet, as advertised, and that big lake of which we hear so much is not more than a pond at some seasons. I could walk across it."

"Mr. Roosevelt thinks everything he does is great, but I repeat, we have not done so well as the French did."

Mr. Bigelow denied that he had any idea of giving up America to become a French citizen. A number of Frenchmen on the boat also denied it. In fact, they denied it volubly and emphatically.

GAVE WELCOME TO LADY COOK, BUT NO VOTES

Veteran Woman Suffragist Visits President With Olive Logan.

Lady Cook, formerly Tennessee Claflin, the famous war-time woman's suffragist, accompanied by Mrs. Olive Logan, the authoress, called at the White House today and made an urgent appeal to the President for a bill that will give women the right to vote.

The President listened to Lady Cook very carefully, but did not promise to advocate any particular measure granting the weaker sex the suffrage demanded.

Lady Cook and her companion will remain in Washington several days and will go before the committees of the House and Senate with the appeal so near their hearts. They came to Washington yesterday and are stopping at the New Willard.

Lady Cook left England to bring aid and comfort to her girlhood friend, Mrs. Logan, who was in great want. "I shall never suffer hunger or want again," said Mrs. Logan this morning, "for Lady Cook has promised to keep me with her as long as I live."

Not long ago Mrs. Logan applied for a position in the Library of Congress, and President Roosevelt strongly urged Librarian Putnam to give her the place she wanted. However, it was found that Mrs. Logan's extreme deafness would make her ineligible for the position.

MONUMENT TO HARRISON AUTHORIZED BY SENATE

The Senate today passed a bill appropriating \$12,000 for the erection of a monument to the memory of Gen. W. H. Harrison, in Tippecanoe battlefield in Indiana.

STAND READY TO YIELD ON JAP QUESTION

Duty California Owes Whole Nation, Roosevelt Will Tell Mayor and School Board.

We will accede to all that is right and honorable for us to do in this Japanese matter.

—Mayor Schmitz, of San Francisco.

The red-hot Japanese school question will be all cooled down and settled before night, and President Roosevelt's directions will be implicitly followed by the delegation from San Francisco.

After a long and tiresome journey across the Continent, and a few heart-to-heart talks with sensible persons on the way, Mayor Schmitz and the members of the San Francisco school board reached Washington in a much more conciliatory frame of mind than that in which they left the Golden Gate.

After a night spent in the Capital and brief chats with the President and Secretary Root this morning, the handsome but hot-tempered mayor had lost still more of the

(Continued on Third Page.)

WHITE'S FRIENDS AROUSED

Create Fund to Erase Stain From His Name.

Action Follows Confessions of Evelyn Nesbit Thaw.

NEW YORK, Feb. 9.—A great fund has been collected to erase the stain placed on the name of Stanford White by the startling confessions of Evelyn Nesbit Thaw.

This fund is in the hands of one of the most prominent firms of attorneys in this city. The firm's senior member is a diplomat of international fame. These lawyers are obtaining hourly transcripts of the testimony offered at the trial of Harry K. Thaw, and are working in harmony with the district attorney.

Secure Evidence for Jerome.

Detectives employed by these attorneys were today building evidence which will be at the disposal of the prosecutor when he cross-examines young Mrs. Thaw. They were also obtaining other witnesses who, it is said, would be prepared to refute all of the allegations made by Evelyn Nesbit Thaw against White.

Many of White's friends have contributed to this fund until it equals, if it does not exceed, the amount of county money available for the district attorney's expenses of the prosecution.

The friends of White do not particularly desire the conviction of Thaw. They want to remove any tarnish from the memory of the man who was their friend.

Searchlight on Her Career.

The lawyers engaged by these friends of the dead man have taken each statement or accusation made by Evelyn Nesbit Thaw and have sent detectives out to get evidence to controvert it. They have also dug to the bottom of her own career, and it is said they have found truths which she has failed to confess, and which will impugn the innocence she claimed was hers when White lured her into his Madison Square Garden tower studio.

Statements by other witnesses that White had threatened the life of Thaw have also been investigated, and it was understood today that the prosecution will produce in rebuttal witnesses who will deny such statements.

Jerome Protests Further Assault On White's Name

NEW YORK, Feb. 9.—District Attorney Jerome, in an impassioned appeal, during which his voice faltered with emotion, checked yesterday, at least for the day, the outpouring of petty scandal that threatened to submerge the true issue in Harry Thaw's trial for murder in the first degree.

Evelyn Nesbit Thaw, having blazoned to the world the story of her alleged wrongs, proceeded, under the skillful guidance of her counsel, to retail in the guise of evidence the baleful stories that had come to her ears of Stanford White's alleged treatment of other young girls as innocent of vicious worldliness as herself.

All this unsavory potage of Tanderloin gossip it was planned to introduce just as the chorus girl wife had introduced her own startling narration, under the specious plea that she had told these things to Harry Thaw and that they doubtless had a most potent influence in goading his unbalanced mind to a deed of mad violence.

Evelyn Eager to Answer.

Mr. Jerome waited until the purpose of the defendant's lawyer was disclosed by Mr. Delmar's question:

"After you had told Mr. Thaw of what had happened between you and Stanford White in 1901, did Mr. Thaw have any conversations with you in which he discussed the fate of other young girls who had met with similar treatment at his hands?"

"Yes," answered Evelyn Thaw, almost eagerly, and her well-poised head crowned with its glory of silky, jet hair nodded affirmatively. She seemed to be keen to embark upon this new phase of the grisly recital.

"Wait!" said Mr. Jerome. "At whose hands?" The district attorney had risen with a gesture of suppression toward the witness, while he wheeled and faced a senior counsel. Mr. Delmar raised his voice to a pitch almost declamatory. There was defiance in his tone as he took up the challenge.

"At the hands of Stanford White! Who else could it be?" he asked.

Seriously, earnestly, the district at-